

memorandum of understanding is complete; and

(7) not be granted to an Indian Tribe on State lands without the consent of the relevant State.

(f) LIMITATION.—Nothing in this section permits a State or Indian Tribe to assume—

(1) any rulemaking authority of the Secretary concerned under any Federal law; and

(2) Federal Government responsibilities for government-to-government consultation with Indian Tribes.

(g) TERMINATION.—

(1) TERMINATION BY THE SECRETARY.—The Secretary concerned may terminate the participation of any State or Indian Tribe in the program established under this section if—

(A) the Secretary concerned determines that the State or Indian Tribe is not adequately carrying out the responsibilities assigned to and assumed by the State or Indian Tribe;

(B) the Secretary concerned provides to the State or Indian Tribe—

(i) notification of the determination of noncompliance; and

(ii) a period of at least 30 days during which to take such corrective action as the Secretary concerned determines is necessary to comply with the applicable agreement; and

(C) the State or Indian Tribe, after the notification and period provided under subparagraph (B), fails to take satisfactory corrective action, as determined by the Secretary concerned.

(2) TERMINATION BY THE STATE OR INDIAN TRIBE.—A State or Indian Tribe may terminate the participation of the State or Indian Tribe in the program established under this section at any time by providing to the Secretary concerned a notice of intent to terminate by not later than the date that is 90 days before the date of termination.

(3) TERMINATION OF MEMORANDUM OF UNDERSTANDING WITH STATE OR INDIAN TRIBE.—A State or an Indian Tribe may terminate a joint memorandum of understanding under this section at any time by providing to the Secretary concerned a notice of intent to terminate by no later than the date that is 90 days before the date of termination.

SEC. 41304. FEDERAL BROADBAND PERMIT COORDINATION.

(a) ESTABLISHMENT.—The Secretary concerned shall establish a broadband permit streamlining team comprised of qualified staff under subsection (b)(4) in each State or regional office that has been delegated responsibility for issuing permits for broadband projects.

(b) MEMORANDUM OF UNDERSTANDING.—

(1) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary concerned, in consultation with the National Conference of State Historic Preservation Officers and the National Tribal Historic Preservation Officers Association, shall enter into a memorandum of understanding to carry out this section with—

(A) the Secretary of Agriculture or of the Interior, as appropriate;

(B) the Director of the Bureau of Indian Affairs; and

(C) the Director of the United States Fish and Wildlife Service.

(2) PURPOSE.—The purpose of the memorandum of understanding under paragraph (1) is to coordinate and expedite permitting decisions for broadband projects.

(3) STATE OR TRIBAL PARTICIPATION.—The Secretary concerned may request that the Governor of any State or the officer designated by the governing body of the Indian Tribe with one or more broadband projects be a party to the memorandum of understanding under paragraph (1).

(4) DESIGNATION OF QUALIFIED STAFF.—

(A) IN GENERAL.—Not later than 30 days after the date of entrance into the memorandum of understanding under paragraph (1), the head of each Federal agency that is a party to the memorandum of understanding (other than the Secretary concerned) may, if the head of the Federal agency determines it to be appropriate, designate to each State or regional office an employee of that Federal agency with expertise in regulatory issues relating to that Federal agency, including, as applicable, particular expertise in—

(i) planning under the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1600 et seq.) and planning under the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.);

(ii) the preparation of analyses under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.); or

(iii) consultation and the preparation of biological opinions under section 7 of the Endangered Species Act of 1973 (16 U.S.C. 1536).

(B) DUTIES.—Each employee designated under subparagraph (A) shall—

(i) be responsible for any issue relating to any broadband project within the jurisdiction of the State or regional office under the authority of the Federal agency from which the employee is assigned;

(ii) participate as part of the team of personnel working on one or more proposed broadband projects, including planning and environmental analyses; and

(iii) serve as the designated point of contact with any applicable State or Indian Tribe that assumes any responsibility under section 41303(b)(1) relating to any issue described in clause (i).

SEC. 41305. EFFECT.

(a) IN GENERAL.—Nothing in this title or a memorandum of understanding entered into under section 41303 terminates, waives, modifies, or reduces the trust responsibility of the United States to Indian Tribes or individual Indians.

(b) REQUIREMENT.—In carrying out this title, the Secretary concerned shall act in good faith in upholding the trust responsibility of the United States to Indian Tribes or individual Indians.

SA 2418. Mr. TUBERVILLE submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2637, line 15, strike “\$47,272,000,000” and insert “\$55,772,000,000”.

On page 2637, line 18, strike “\$9,454,400,000” and insert “\$11,154,400,000”.

On page 2637, line 20, strike “\$9,454,400,000” and insert “\$11,154,400,000”.

On page 2637, line 22, strike “\$9,454,400,000” and insert “\$11,154,400,000”.

On page 2637, line 24, strike “\$9,454,400,000” and insert “\$11,154,400,000”.

On page 2638, line 1, strike “\$9,454,400,000” and insert “\$11,154,400,000”.

On page 2639, line 6, strike “\$27,500,000,000” and insert “\$36,000,000,000”.

On page 2681, line 5, strike “\$36,000,000,000” and insert “\$27,500,000,000”.

SA 2419. Mr. TUBERVILLE submitted an amendment intended to be proposed to amendment SA 2137 pro-

posed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2465, line 7, strike “\$2,000,000,000” and insert “\$5,000,000,000”.

On page 2465, line 13, strike “\$1,926,000,000” and insert “\$4,926,000,000”.

On page 2619, line 25, strike “\$12,500,000,000” and insert “\$14,000,000,000”.

On page 2620, line 4, strike “\$7,500,000,000” and insert “\$9,000,000,000”.

On page 2620, line 7, strike “\$1,000,000,000” and insert “\$1,100,000,000”.

On page 2620, line 9, strike “\$1,000,000,000” and insert “\$1,100,000,000”.

On page, line 11, strike “\$1,000,000,000” and insert “\$1,100,000,000”.

On page 2620, line 13, strike “\$1,000,000,000” and insert “\$1,100,000,000”.

On page 2620, line 15, strike “\$1,000,000,000” and insert “\$1,100,000,000”.

On page 2620, line 19, strike “\$1,500,000,000” and insert “\$1,700,000,000”.

On page 2620, line 21, strike “\$1,500,000,000” and insert “\$1,700,000,000”.

On page 2620, line 23, strike “\$1,500,000,000” and insert “\$1,700,000,000”.

On page 2620, line 25, strike “\$1,500,000,000” and insert “\$1,700,000,000”.

On page 2621, line 2, strike “\$1,500,000,000” and insert “\$1,700,000,000”.

On page 2637, line 15, strike “\$47,272,000,000” and insert “\$48,772,000,000”.

On page 2637, line 18, strike “\$9,454,400,000” and insert “\$9,754,400,000”.

On page 2637, line 20, strike “\$9,454,400,000” and insert “\$9,754,400,000”.

On page 2637, line 22, strike “\$9,454,400,000” and insert “\$9,754,400,000”.

On page 2637, line 24, strike “\$9,454,400,000” and insert “\$9,754,400,000”.

On page 2638, line 1, strike “\$9,454,400,000” and insert “\$9,754,400,000”.

On page 2657, line 3, strike “\$9,235,000,000” and insert “\$10,735,000,000”.

Beginning on page 2672, strike line 5 and all that follows through page 2675, line 21.

SA 2420. Mr. TUBERVILLE submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2619, line 25, strike “\$12,500,000,000” and insert “\$20,500,000,000”.

On page 2620, line 4, strike “\$7,500,000,000” and insert “\$15,500,000,000”.

On page 2620, line 7, strike “\$1,000,000,000” and insert “\$1,500,000,000”.

On page 2620, line 9, strike “\$1,000,000,000” and insert “\$1,500,000,000”.

On page 2620, line 11, strike “\$1,000,000,000” and insert “\$1,500,000,000”.

On page 2620, line 13, strike “\$1,000,000,000” and insert “\$1,500,000,000”.

On page 2620, line 15, strike “\$1,000,000,000” and insert “\$1,500,000,000”.

On page 2620, line 19, strike “\$1,500,000,000” and insert “\$2,600,000,000”.